

**GOVERNMENT OF ANDHRA PRADESH**  
**ABSTRACT**

Land Reforms- A.P.L.R. (COAH) Act, 1973 – Krishna District – Nuzvid Division - Madicherla Village Bapulapadu Mandal – Sanction of compensation of an amount of Rs.20.00 Lakhs towards payment to Smt.Nimagadda Swarupa Rani in lieu of return of her land, and in order to implement the orders of Hon'ble High Court in W.P.No.13011/99 dt:11-8-2008 – Orders – Issued.

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**REVENUE (LAND REFORMS) DEPARTMENT**

**G.O.Ms.No. 202**

**Dated 9-3-2011.**  
**Read the following:-**

- 1) From the District Collector, Krishna Lr.Rc.No.1019/NZD/75 Dated 14-11-2008.
- 2) From the Spl. C.S. & C.C.L.A., A.P.Hyd Lr.No.ALC2/695/08, Dated: 6-3-2010.

**ORDER:**

In the reference 1<sup>st</sup> read above the District Collector, Krishna has reported that Sri Kadiyala Venkateswara Rao filed a declaration U/s 8(1) of the APLR(COAH) Act, 1973 in C.C.No.1019/NZD/75 on behalf of his family unit consisting of self and his wife Smt.Kadiyala Hymavathi declaring his properties at Kundertu, Vedurupavuluru, Madicherla of Krishna District and Ammapalli Village of Chevalla Taluk, Hyderabad District. The LRT Vide its order dt 20-5-1977 held that the declarant was in excess of ceiling area equivalent to 2.7016 S.H, consisting of Ac.80.00 cents of 'H' Class category lands and Ac.14.03 cents of "C" Class wet category lands.

2. Aggrieved by the order of the LRT, the declarant filed an appeal in LTA.No.519/1978 before Land Reforms Appellate Tribunal. The LRAT vide its order dt: 2-12-1978 has remanded the case to primary Tribunal for fresh disposal. Consequent on the death of the declarant on 23-03-1982, his wife Smt.Kadiyala Hymavathi was brought on record as legal heir.

3. On remand, the Land Reforms Tribunal, Bandar in its order dated 12-7-1984 observed that the declarant gifted an extent of Ac.20.00 cents in R.S.No.344/1 of Madicherla Village to his daughter Swarupa Rani towards Pasupu Kumkuma at the time of her marriage in the year 1967 and the possession of his daughter Smt.Nimagada Swarupa Rani was proved positive and hence, deleted an extent of Ac.20.00 cents in R.S.No.344/1 of Dry "H" class land which is equivalent to 0.5000 S.H. The Land Reforms Tribunal thereby held that the declarant is liable to surrender an extent equivalent to 2.2016 (2.7016 – 0.5000 = 2.2016) U/s 9 of the said Act.

4. Aggrieved by decision of the Land Reforms Tribunal, the State filed an appeal in LRA.No.72/84 before LRAT. The LRAT vide its order dated 19-3-1985 allowed the appeal and set aside the order of the Primary Tribunal dated.12-7-1984 and declared that the declarant possessed 2.7016 S.H.

5. The District Collector, Krishna has also reported that aggrieved by the above order of the Land Reforms Appellate Tribunal, the legal representative of the declarant i.e., wife, filed a Revision Petition in CRP.NO.1409/85 before the Hon'ble High Court and the same was allowed vide its order dated 25-3-1987, observing that the gift by way of "Pasupu Kumkuma" held valid. Consequently, the Land Reforms Tribunal, Bandar in its order dated 3-7-1987 issued orders U/s 10 (4) of the said Act for taking possession of the land measuring an extent of Ac.80.00 cents which was equivalent to 2.0000 S.H. in R.S.No.344/1 of Madicherla Village and the possession of the land was taken on 22-7-1987.

6. The State aggrieved by the order of the Hon'ble High Court of A.P., approached the Hon'ble Supreme Court of India by way of SLP No.1549/88 which was dismissed by order dated 10-4-1995.

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7. As the matter stood thus, Smt. Nimmagadda Swarupa Rani, the daughter of the declarant filed Writ Petition No.13011/99 before the Hon'ble High Court of Andhra Pradesh. The Collector, Krishna has reported that as per the opinion of the Government Pleader for Revenue (G) (A&R) vide his Lr.W.P.No.13011/99/AGR/Rev (G) (A&R) dated 18-7-2008 the Hon'ble High Court observed that the action of the respondents i.e., the Government in either re-conveying the land or in not paying the compensation is contrary to the statutory provision of the Land Reforms Act.

8. In view of the above, The District Collector, Krishna has sought for allotment of an amount of Rs.20.00 Lakhs (Rupees twenty lakhs only) for payment towards value of land measuring to an extent of Acres.20.00 cents in order to implement the orders of the Hon'ble High Court in Writ Petition No.13011/99 dated 11-8-2008.

9. The Spl.Chief Secretary & Chief Commissioner of Land Administration, A.P., Hyderabad in the letter 2<sup>nd</sup> read above has forwarded the proposal to the Government for issuing necessary orders in the matter.

10. The Government after careful examination of the matter, hereby sanction an amount of Rs.20.00 Lakhs (Rupees twenty lakhs only) towards payment of compensation to Smt.Nimmagadda Swarupa Rani, in lieu of her land measuring to an extent of Acres.20.00 cents and in order to implement the orders of the Hon'ble High Court of A.P., Hyderabad in W.P.No.13011/99 dated 11-8-2008.

11. The above sanctioned amount shall be debited to;

2053	District Administration
800	Other Expenditure
(04)	Protection of Govt. lands
500	Other charges
503	Other Expenditure and shall be met from the provision of

Budget Estimates 2010 – 2011.

12. The Special Chief Secretary & Commissioner of Land Administration, A.P., Hyderabad /The District Collector, Krishna is requested to take necessary further action in the matter accordingly.

13. This order issues with the concurrence of Finance (Expenditure.Revenue) Department vide U.No.0497/010/A1/ Exp.Rev/2011, Dt:28-2-2011.

**(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)**

**ANIL CHANDRA PUNETHA  
PRINCIPAL SECRETARY TO GOVERNMENT.**

To  
The Special Chief Secretary & Chief Commissioner of  
Land Administration, A.P., Hyderabad.

Copy to:

The Collector, Krishna District.

The Accountant General,A.P.,  
Hyderabad.

The Director of Treasuries &  
Accounts, A.P., Hyderabad.

The Finance (Exp-Rev) Deptt.,

The Finance (Budget) Deptt.

SF/S.Cs

//FORWARDED::BY::ORDER//

**SECTION OFFICER**